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**Fax Transmission** | August 3, 2006

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To:	OIPE	From:	D. Kent Stier, Esq.
Group Art Unit:			Merri D. Cruz
US SN:	09/739,340		
Fax No.:	571.273.8300	Our Ref.:	60027.0407US01/BS00068
Phone No.:	571.272.4000	Fax No.:	404.954.5099
		Phone No.:	202.954.5066
		Return Fax To:	404.954.5099
		Total Pages:	8

Confirmation via Mail: YES ☐ NO ☒

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**Document Transmitted:**

Communication regarding Tenth Supplemental Information Disclosure Statement filed on April 25, 2006.

**Message:**

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S/N 09/739,340

AUG 03 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Robert T. Moton Jr., <i>et al.</i>	Examiner:	Cumming, William D.
Serial No.:	09/739,340	Group Art Unit:	2617
Filed:	December 19, 2000	Docket No.:	60027.0407US01/BS00068
Title:	System and Method for Using Location Information to Execute an Action		

**TENTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**(37 C.F.R. § 1.97(c))**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

The documents disclosed herein are of record in Application No. 09/630,134, the specification of which is substantially the same as the specification in the present application.

This statement should be considered because it is submitted after the mailing date of a final action under 37 C.F.R. § 1.113 or after the mailing date of the Notice of Allowance under 37 C.F.R. § 1.311 or after any other action that closes prosecution on the application, but before the payment of the issue fee. Please charge Deposit Account No. 13-2725 in the amount of \$180 for the fee set forth in 37 C.F.R. § 1.17(p). This statement is submitted as certified below under 37 C.F.R. § 1.97(e)(1) or (2) by the undersigned.

**Certification Under 37 C.F.R. § 1.97(c)(2)**

In accordance with 37 C.F.R. § 1.97(c) or § 1.97(d), the undersigned hereby certifies that no item of information listed on the enclosed Form 1449 was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned after making a reasonable inquiry, no item of information listed on the enclosed

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Form 1449 was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided, except for the U.S. Patents.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD

Date: April 25, 2006

Merchant & Gould, LLC  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
Telephone: 404.954.5100

/Colin S. Wright/  
Colin S. Wright  
Reg. No. 57,202



Date Mailed: April 25, 2006

Sheet 1 of 1

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: 60027.0407US01/BS00068	Application Number: 09/739,340
	Applicant: Robert T. Moton Jr., et al.	
	Filing Date: December 19, 2000	Group Art Unit: 2683

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,868,074	03/2005	Hanson, Joel	370	328	
	6,233,329	05/2001	Urban et al.	379	142.1	

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
		U.S. Official Action dated February 24, 2006 cited in U.S. Application No. 09/630,134

**39262**

PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

\*Substitute Disclosure Statement Form (PTO-1449)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert T. Moton, Jr., et al. Examiner: Cumming, William D.  
Serial No.: 09/739,340 Group Art Unit: 2617  
Filed: December 19, 2000 Docket No.: 60027.0407US01/BS00068  
Allowed: April 10, 2006 Confirmation No.: 2530  
Title: System and Method for Using Location Information to Execute an Action

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on August 3, 2006.

By:   
Name: Merri D. Cruz

COMMUNICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Further to the telephone conference between Examiner Cumming and Merri D. Cruz on July 26, 2006, the Tenth Supplemental Information Disclosure Statement filed on April 25, 2006 was erroneously submitted under 37 C.F.R. §1.97(c) which should have been submitted under 37 C.F.R. §1.97(d). The language submitted in this Tenth Supplemental Information Disclosure Statement was accurate in meeting the Certification under 37 C.F.R. §1.97(e)(2) and authorizing to charge the deposit account for the Submission of the Information Disclosure Statement fee. A copy of this Tenth Supplemental Information Disclosure Statement is attached hereto for your convenience.

Consideration of this Communication regarding the filing of the Tenth Supplemental Information Disclosure Statement is respectfully requested. Further, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned and charge the appropriate fee of \$180.00 for Submission of

S/N: 09/739,340

the Information Disclosure Statement to our Deposit Account No. 13-2725 as stated in the attached Tenth Supplemental Information Disclosure Statement.

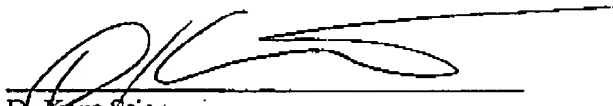
Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,  
MERCHANT & GOULD P.C.

P.O. Box 2903  
Minneapolis, MN 55402-0903  
404.954.5066

Date: August 3, 2006

DKS:mdc

  
Dr. Kent Stier  
Reg. No. 50,640



**Acknowledgement Receipt**

The USPTO has received your submission at **15:04:11** Eastern Time on **25-APR-2006** by Deposit Account: 132725.

\$ **180** fee paid by e-Filer via *RAM* with Confirmation Number: 25.

You have also pre-authorized the following payments from your USPTO Deposit Account:

Charge any Additional Fees required under 37 C.F.R. Section 1.16 and 1.17

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**AUG 03 2006**

**eFiled Application Information**

EFS ID	1030670
Application Number	09739340
Confirmation Number	2530
Title	SYSTEM AND METHOD FOR USING LOCATION INFORMATION TO EXECUTE AN ACTION
First Named Inventor	Robert T. Moton
Customer Number or Correspondence Address	39262
Filed By	Colin Wright/Amy Kwon
Attorney Docket Number	BS00-068
Filing Date	19-DEC-2000
Receipt Date	25-APR-2006
Application Type	Utility

**Application Details**

Submitted Files	Page Count	Document Description	File Size	Warnings
0407us01_10th_Supp_IDS.pdf	2	Information Disclosure Statement (IDS) Filed	94238 bytes	⚠ WARNINGS
This is not an USPTO supplied IDS fillable form				
0407US01_10th_supp_Form_1449.pdf	1	Information Disclosure Statement (IDS) Filed	144843 bytes	⚠ WARNINGS
This is not an USPTO supplied IDS fillable form				
0405us01_Office_Action_02_24_06.pdf	24	NPL Documents	591628 bytes	⚠ WARNINGS
The page size in the PDF is too large. The pages should be 8.5 x 11 or A4. If this PDF is submitted, the pages will be resized upon entry into the Image File Wrapper and may affect subsequent processing				
fee-info.pdf	2	Fee Worksheet (PTO-875)	8188 bytes	✔ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

*If you need help:*

- *Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail [EBC@uspto.gov](mailto:EBC@uspto.gov) for specific questions about Patent e-Filing.*
- *Send general questions about USPTO programs to the USPTO Contact Center (UCC).*
- *If you experience technical difficulties or problems with this application, please report them via e-mail to Electronic Business Support or call 1 800-786-9199.*